

2025

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Shane Rattenbury)

# Planning (Ainslie Volcanics) Amendment Bill 2025

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## A Bill for

An Act to amend the *Planning Act 2023*

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The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 **1 Name of Act**

2 This Act is the *Planning (Ainslie Volcanics) Amendment Act 2025*.

3 **2 Commencement**

4 This Act commences on the day after its notification day.

5 *Note* The naming and commencement provisions automatically commence on  
6 the notification day (see [Legislation Act](#), s 75 (1)).

7 **3 Legislation amended**

8 This Act amends the *Planning Act 2023*.

9 **4 New division 7.3.1A**

10 *insert*

11 **Division 7.3.1A Development in relation to block 3,  
12 section 60, division of Ainslie**

13 **159A Revocation of development approval for development  
14 application 202342438**

15 (1) The development approval given under the *Planning and  
16 Development Act 2007* (repealed), section 162 (Deciding  
17 development applications) for development application 202342438 is  
18 taken to be revoked on the day this section commences.

19 *Note* Development application 202342438 relates to block 3, section 60,  
20 division of Ainslie.

21 (2) This section expires 12 months after the day it commences.

1 **159B Development applications for block 3, section 60, division**  
2 **of Ainslie must be refused**

3 A development application made in relation to block 3, section 60,  
4 division of Ainslie must be refused.

5 **159C Compensation—safety net—div 7.3.1A**

6 (1) This section applies if, apart from this section, the operation of this  
7 division would result in the acquisition of property from a person  
8 otherwise than on just terms under the [Self-Government Act](#),  
9 section 23 (1) (a).

10 *Note* The Legislative Assembly has no power to make a law in relation to an  
11 acquisition otherwise than on just terms (see [Self-Government Act](#),  
12 s 23 (1) (a)).

13 (2) The Territory must pay reasonable compensation to the person for the  
14 acquisition in accordance with this section.

15 (3) The Territory and the person may agree on an amount of  
16 compensation or other terms in satisfaction of the Territory's  
17 obligation under subsection (2).

18 (4) If there is no agreement under subsection (3), the person may, by  
19 proceeding in a court of competent jurisdiction, recover from the  
20 Territory the reasonable compensation that the court decides.

21 (5) In deciding what is reasonable compensation, the court—

22 (a) must take into account any payment made to, or other terms  
23 agreed with, the person by or on behalf of the Territory in  
24 relation to the acquisition; and

25 (b) may take into account the following:

26 (i) any reasonable costs incurred by the person in relation to  
27 a development application or development approval  
28 affected by the acquisition;

